

From: [Robert Landry](#)
To: [Smalley, Bryant](#)
Cc: [Travis, Pamela](#); [Quinones, Edwin](#)
Subject: Re: Lard Oil Spill Denham Springs - EPA authroization form - (b) (6)
Date: Monday, August 29, 2016 9:05:51 AM
Attachments: [removed.txt](#)

Mr. Bryant-

This updated access form is fine. Thank you. I will advise my clients in the affected area accordingly. This should facilitate access should you need it.

With respect to the (b) (6) specifically, however, I no longer represent them as of Saturday evening. I understand they are entertaining an offer from Lard Oil to purchase their house on (b) (6). You may reach out to the (b) (6) directly.

I do have some concerns about Lard Oil's conduct in the affected area and this will be the subject of a separate communication.

Thank you for your continuing work in the affected area and if there is any way I can be of assistance please do not hesitate to contact me.

Rob

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On Sun, Aug 28, 2016 at 1:32 PM, Smalley, Bryant <smalley.bryant@epa.gov> wrote:

Mr. Landry – Attached is the Access Agreement. I think you will find it addresses the issued you



have raised. Let me know when it would be ok for us to sample the drum located on (b) (6) property.

Respectfully,

Bryant Smalley

FOSC

US EPA R6

[214-215-1783](tel:214-215-1783)

From: Robert Landry [mailto:rlandry@landryfirm.com]

Sent: Friday, August 26, 2016 12:34 PM

To: Smalley, Bryant <smalley.bryant@epa.gov>

Cc: Travis, Pamela <Travis.Pamela@epa.gov>; Quinones, Edwin <quinones.edwin@epa.gov>

Subject: Re: Lard Oil Spill Denham Springs - EPA authroization form - (b) (6)

Mr. Smalley-

Thank you so much for responding. Your information regarding PPM, the EPA form and how you are proceeding clarifies two of the bullet pointed issues in my last email. There was some confusion from homeowners I represent regarding PPM and the EPA and your email is welcome clarification.

As you suggested, if you will add to the form previously provided that data from any sample taken will be provided to the (b) (6), I will have no problem with them signing the EPA form. I am also happy to have you or your crew sample whatever you deem appropriate.

I will reach out to them and confirm that the (b) (6) will be willing to sign the form with that change and will contact you as soon as I've spoken to them.

Other homeowners I represent have the same concern, for example, (b) (6) who lives at (b) (6) contacted me about this late yesterday.

If you like, you could email a copy of the form with the added language to me, and I will email it to my clients in the area so they can know it is OK to sign when presented. That may help "spread the word" in the neighborhood. Of course this is completely up to you.

Thank you,

Rob

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On Thu, Aug 25, 2016 at 12:06 PM, Smalley, Bryant <smalley.bryant@epa.gov> wrote:

Mr. Landry - Thank you for contacting me. The Access Agreement (b) (6) signed is for EPA officers, employees, contractors and authorized representatives of the United States EPA. PPM Associates was hired by the RP of the Lard Oil spill, to conduct the cleanup and doesn't meet that description. That is why they acquired their own access agreement. I do not see a need to list people or companies not included, when it clearly defines who is included.

The results to any sample taken will be available to the (b) (6). I can include that in a new Agreement if that is their wish.

Currently, plans have not been finalized to remove soil, so the only soil that would be removed would be a sample, if a soil sample is taken.

At this point, it appears the oil drum on the (b) (6) is from a business across Florida Street. To document this, we would need to sample the drum.

Let me know if your clients decides to allow us access.

Respectfully,

Bryant Smalley

FOSC

US EPA R6

[214-215-1783](#)

Sent from my iPhone

On Aug 24, 2016, at 5:39 PM, Robert Landry <rlandry@landryfirm.com> wrote:

Dear On-Scene Coordinator Smalley,

As I mentioned during our discussion on Sunday, I was unaware at that time that EPA had been providing an access consent form to homeowners.

I represent the (b) (6) who reside on (b) (6) in the affected area.

The (b) (6) along with my other clients want to facilitate the work of the EPA as much as possible, particularly given the environmental problems in the area in question. We want to work together with you to address these problems as quickly as possible.

To that end, I would like to request that three minor additions be included on the form so that my clients can sign the form promptly:

- this form does not include access by Lard Oil representatives or PPM;
- any testing report data will be provided to the homeowner; and
- all removed dirt or other material removed will be logged and a record of such will be provided to the homeowner.

If we can add these these three items on the authorization form for EPA, I will have no problem directing my clients - (b) (6) and others- to sign off on it. Please let me know whether this is agreeable.

Also please be advised that regarding PPM, on behalf of my clients, I have sent a letter to PPM and Lard Oil asking for information and their remediation plan in writing. I am hoping to receive their response shortly and I look forward to working together cooperatively with them to address these issues.

Rob

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